

GEORGIA BOARD OF CHIROPRACTIC EXAMINERS
Board Meeting
July 12, 2012 • 10:00 a.m.
Professional Licensing Boards
237 Coliseum Drive, Macon, GA

The Georgia Board of Chiropractic Examiners Board meeting was held on Tuesday, July 12, 2012, at 237 Coliseum Drive, Macon, Georgia. The following members were present:

Board Members present

Dr. Karen Mathiak
Dr. David Wren
Dr. Mary Watkins
Ms. Emily Campbell
Dr. Andy Krantz

Administrative Staff Present:

Brig Zimmerman, Executive Director
Amanda Allen, Licensure Analyst/BSS
Amy Morelli, Assistant Attorney General
Reagan Dean, Assistant Attorney General
(Via Teleconference)

Board Members Absent:

Dr. Chris Nelson

Guests Present:

Dr. Bob Alpert
Mr. Michael McPherson, Cornerstone Communications Group
Mr. Marcus Downs, Medical Association of Georgia
Ms. Patricia Yeatts, Medical Association of Georgia

Dr. Mathiak, Chair established that a quorum of the Board was present and called the Board meeting to order at 10:05 a.m.

Agenda:

Approved as presented

Welcome/Swearing in of newly appointed Board members:

Dr. Mary Watkins, CHIR002484
Dr. Andy Krantz, CHIR001440

Deputy Secretary of State Mr. Kelly Farr – Presentation to the Board

Mr. Kelly Farr, Deputy Secretary of State presented the Board with an overview of the budget for the upcoming physical year.

Approval of Minutes:

- May 17, 2012- Board Committee Meeting Minutes-No Quorum
- May 24, 2012- Conference Call Meeting Minutes
- June 14, 2012- Investigative Committee Meeting Minutes

Ms. Campbell motioned, Dr. Wren seconded and the Board voted to approve the above noted meeting minutes as presented. None opposed, motion carried.

Correspondences:

- Dr. Sandra Reed, Medical Association of Georgia, Sharon Cooper, House of Representatives, Dr. John F Markham, Life University, Dr. Michael Butler, Butler Chiropractic, Janet Robinson, Office of Insurance & Safety Fire Commissioner

Dr. Wren motioned, Dr. Krantz seconded and the Board voted to allow the administrative staff to respond back to all correspondences as recommended. None opposed, motion carried.

Open Records Requests:

- **Myers & Stroberg – RE: Dr. Gregory G. Grimm, CHIR007933**

Dr. Krantz motioned and Dr. Watkins seconded and the Board voted to deny the open records request for certain documents pursuant to O.C.G.A. § 43-1-2(k).

Petition for Variance/Waiver Request:

- Dr. Samuel J. Sparlin -Rule 100-17-01 Review Agent

Dr. Krantz motioned, Dr. Watkins seconded, and the Board voted to deny the petition for variance or waiver due to licensee having missed grandfather period; no proof of substantial hardship. None opposed, motion carried.

Ratify List:

Dr. Krantz motioned, Dr. Watkins seconded, and the Board voted to approve the listing of applicants administratively issued licenses from May 17, 2012 through July 11, 2012. None opposed, motion carried.

Rules Discussion - Ongoing Agenda Item:

- **100-18-.01 Manipulation Under Anesthesia**

Dr. Alpert presented the Board with a brief overview of his experience with regard to MUA practices in clinical sessions. Following discussion the Board decided on revisions to the language of their prior proposed new rule subsection.

- **100-2-.02 License Renewal**

The Board discussed and decided upon revisions regarding outdated language contained in the present rule regarding renewals of active licenses.

Dr. Wren motioned, Ms. Campbell seconded and the Board voted to refer the proposed rule amendments and revisions of 100-18-.01 and 100-2-.02 to the Attorney General's office for a Memo of Authority, and in addition, to post for public review either rule for the required minimum of thirty days if supporting statutory authority is cited for either by the Attorney General's office.

Public Hearing: Dr. Eric Schenendorf, CHIR008008

A public hearing was held before the Board. Representing Dr. Schenendorf was attorney Aubrey Villines. The Boards Assistant Attorney General Ms. Amy Morelli presented the case for the Board. Assisting the Board in their deliberations was Assistant Attorney General Mr. Reagan Dean. Following the hearing, the Board deliberated and tabled their final decision to be determined in a teleconference July 24, 2012 beginning at 8:00 a.m.

Dr. Wren motioned, Dr. Krantz seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. § 43-1-2(k) (1) (2), O.C.G.A. § 50-14-2(1), O.C.G.A. § 43-1-2(k) (4), O.C.G.A. § 43-1-19 (h) (2) & (4) to receive and review information pertaining to applications, complaints, and to receive the Assistant Attorney General's and Investigative Committee reports. Voting in favor of the motion were those present who included Board members: Mathiak, Wren, Campbell, Watkins, and Krantz.

At the conclusion of Executive Session on Tuesday, July 12, 2012, Dr. Mathiak declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were obtained during Executive Session.

Applications

Ms. Campbell motioned, Dr. Krantz seconded, and the Board voted to take the following action on applicants applying for licensure by Application: None opposed, motion carried.

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| 1. Kazakevich, Kevin | Approved for licensure |
| 2. Strohm, Nathan | Approved for licensure |

Ms. Campbell motioned, Dr. Krantz seconded, and the Board voted to take the following action on applicants applying for licensure by Reinstatement: None opposed, motion carried

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| 1. J.B. | Pending the receipt of additional information |
| 2. E.G. | Refer to the AG's office; issue upon the receipt of a signed public reprimand |
| 3. Haberer, Janet | Approved for licensure |

Ms. Campbell motioned, Dr. Krantz seconded, and the Board voted to take the following action on applicants applying for licensure by Reactivation: None opposed, motion carried

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| 1. Mendes, Vincent | Approved for licensure |
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Investigative Committee Report:

Complaint cases closed; no additional actions required:

- CHIR110001, CHIR110017, CHIR110027, CHIR110069, CHIR120033, CHIR120042, CHIR120049, CHIR120056, CHIR120061, CHIR120062, CHIR120063, CJIR120064, CHIR120065 and CHIR120067

Complaint cases pending further Board discussion or the receipt of additional information:

- CHIR110053-Complaint case pending peer review
- CHIR120004, CHIR120015, CHIR120023, CHIR120038, CHIR120044, CHIR120045, CHIR120051, CHIR120055, CHIR120058 and CHIR120066

Complaint cases referred to the Attorney General's Office:

- CHIR090016, CHIR120037 and CHIR120053

Complaint cases pending an Investigative Interview:

- CHIR120028, CHIR120048 CHIR120054, CHIR120060 and CHIR120071

Complaint cases referred to Investigations:

- CHIR120043, CHIR120057,

Dr. Krantz motioned, Dr. Watkins seconded, and the Board voted to accept the Investigative Committee Report as presented. None opposed, motion carried.

Attorney General's Report:

Assistant Attorney General, Amy Morelli provided the Board with a status report which included information on any cases referred for action.

Dr. Wren motioned, Ms. Campbell seconded, and the Board voted to accept the Attorney General's Report as presented. None opposed, motion carried.

With no additional business to discuss, the Board meeting adjourned at 5:15 p.m.

The next scheduled Board meeting will be held September 13, 2012 beginning @ 10:00 a.m.

Minutes recorded by:	Amanda Allen, Licensure Analyst/BSS
Minutes reviewed and edited by:	Brig Zimmerman, Executive Director

DR. KAREN MATHIAK
Dr. Karen Mathiak, Chair

BRIG ZIMMERMAN
Brig Zimmerman, Executive Director

These minutes were signed and approved on September 13, 2012